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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/870,762	06/06/1997	BRADFORD J. DUFT	030639.0044.UTL	7328

44638 7590 02/23/2006  
ARNOLD & PORTER LLP (18528)  
555 TWELFTH ST, NW  
WASHINGTON, DC 20004

EXAMINER

DEVI, SARVAMANGALA J N

ART UNIT PAPER NUMBER

1645

DATE MAILED: 02/23/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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08/870,762

06/06/1997

Duft et al.

030639.0044.UTL

Customer Number 44638

EXAMINER

S. Devi, Ph.D.

ART UNIT	PAPER
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1645

022006

DATE MAILED:

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Commissioner of Patent

## NOTICE OF NON-RESPONSIVE AMENDMENT

The reply/response filed 09/30/05 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s). The instant application, as originally filed, contained a paper copy of the raw Sequence Listing that contained 15 sequences. An amendment to or replacement of the 'Sequence Listing' is indicated in the transmittal letter filed 09/30/05. However, the originally filed paper copy of the raw Sequence Listing has not been replaced with a substitute paper copy of the raw Sequence Listing that includes the extra sequences now added to the specification and/or claims, i.e., SEQ ID NO: 16-20. The 09/30/05 submission lacks an amended paper copy or substitute sheets of the paper copy of the Sequence Listing as required under 37 CFR 1.825 and statements that the substitute sheets include no new matter and that the copy in CRF is the same as the substitute paper copy of the 'Sequence Listing'. The amendment must also be accompanied by a statement that indicates support for the amendment in the application, as filed. See 37 CFR 1.825.

Since the above-mentioned reply/response appears to be *bona fide*, Applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Papers related to this application may be submitted to Group 1600, AU 1645 by facsimile transmission. Papers should be transmitted via the PTO Fax Center, which receives transmissions 24 hours a day and 7 days a week. The transmission of such papers by facsimile must conform with the notice published in the Official Gazette, 1096 OG 30, November 15, 1989. The RightFax number for submission of amendments, responses or papers is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAG or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.Mov>. Should you have questions on access to the Private PAA system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Any inquiry concerning this communication or earlier communications from the Examiner should be directed to S. Devi, Ph.D., whose telephone number is (571) 272-0854. A message may be left on the Examiner's voice mail system. The Examiner can normally be reached on Monday to Friday from 7.15 a.m. to 4.15 p.m. except one day each bi-week, which would be disclosed on the Examiner's voice mail system.

SN 08/870,762  
AU: 1645

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Lynette Smith, can be reached on (571) 272-0864.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-1600.

February, 2006

  
S. DEVI, PH.D.  
PRIMARY EXAMINER